### JESSE LASLOVICH NICK MAZANEC

Office of the Commissioner of Securities and Insurance, Montana State Auditor (CSI) 840 Helena Avenue Helena, MT 59601 (406) 444-2040

Attorneys for the CSI

# BEFORE THE COMMISSIONER OF SECURITIES AND INSURANCE MONTANA STATE AUDITOR

| )   | Case No. INS-2012-238                                      |
|---|--|
| IN THE MATTER OF THE CONVERSION )                                     |  |
| OF BLUE CROSS AND BLUE SHIELD OF ) MONTANA, INC., AND ALLIANCE WITH ) | NOTICE OF PUBLICATION OF                                   |
| HEALTH CARE SERVICE CORPORATION)                                      | APPLICATION FOR CONVERSION<br>AND HEARING BY PRESS RELEASE |
| Applicants.   | AND HEARING DI FRESS RELEASE                               |
| )   |  |

In accordance with Mont. Code Ann. § 50-4-709, the Office of the Commissioner of Securities and Insurance, Montana State Auditor, provides notice that on December 6, 2012, a press release was circulated to the most widely circulated newspapers in a nonprofit health entity's service area: Independent Record, Billings Gazette, Missoulian, Montana Standard, Daily Interlake, Bozeman Chronicle, and Great Falls Tribune. A copy of the email transmitting the press release is attached as Exhibit A.

DATED this day of December, 2012.

GESSE LASLOVICE Chief Legal Counsel

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was served on the

day of December, 2012, by US mail, first-class postage paid, to the following:

Jacqueline T. Lenmark, Esq. Keller Reynolds, Drake, Johnson & Gillespie, P.C. 50 South Last Chance Gulch, Suite 4 P.O. Box 598 Helena, MT 59624

Honorable W. William Leaphart (Ret.)

Kelley Hubbard, Esq. Montana Department of Justice 215 North Sanders, Third Floor P.O. Box 201401 Helena, MT 59620-1401

Ms. Sybil Shults Records Clerk Office of the Commissioner of Securities & Insurance State Auditor's Office 840 Helena Avenue Helena MT 59601

Office of the Commissioner of Securities and

Insurance, Montana State Auditor

## **Exhibit A**

From:

Hamilton, Lucas

To: Cc:

(irstaff@helenair.com); (newsdesk@missoulian.com); Chuck Johnson (chuck.johnson@lee.net); Cindy Uken

(cuken@billingsgazette.com); citydesk@dailychronicle.com; citynews@billingsgazette.com;

cjorgensen@billingsgazette.com; edit@dailvinterlake.com; eve.byron@helenair.com; Gerry O"Brien

(editor@mtstandard.com); Gerry.OBrien@lee.net; irstaff@helenair.com; jblack@greatfallstribune.com; Jenna Cederberg (jenna.cederberg@missoulian.com); jfalstad@billingsgazette.com; jmann@dailyinterlake.com; John Adams (jadams@greatfallstribune.com); Justin Grigg (jgrigg@missoulian.com); kangel@billingsgazette.com; Mike Dennison (mike.dennison@lee.net); Newsed@dailyinterlake.com; Nick Ehli (nehli@dailychronicle.com); pjohnson@greatfallstribune.com; Randy Rickman (randy.rickman@helenair.com); recke@greatfallstribune.com; Rick Weaver (rvweaver@dailyinterlake.com); Sanjay Talwani; Sherry Devlin (sdevlin@missoulian.com); Steve

Prosinki (sprosinki@billingsqazette.com); Ted Sullivan (tsullivan@dailychronicle.com); Tom Lutey

(tlutev@billingsgazette.com); tribcitv@greatfallstribune.com

Subject:

ADVISORY: Public Hearing on Blue Cross Blue Shield Acquisition Scheduled

Date:

Thursday, December 06, 2012 11:46:00 AM

Attachments:

image001.png image003.png image004.png image005.png image012.png image013.png image015.png

Note: By law, the Commissioner's office is required to send this advisory to the following newspapers: Helena Independent Record, Billings Gazette, Missoulian, Montana Standard, Daily Interlake, Bozeman Daily Chronicle, and Great Falls Tribune. This duplicate release documents the fulfillment of that obligation. Please do not "reply all" to this message.

#### FOR IMMEDIATE RELEASE

December 6, 2012

Contact: Lucas Hamilton, 406.444.4237

# ADVISORY: Public Hearing on Blue Cross Blue Shield Acquisition Scheduled

HELENA, Mont. -- Commissioner of Securities and Insurance Monica J. Lindeen today announced plans for the public hearing on the proposed acquisition of Blue Cross Blue Shield of Montana by Chicago-based Health Care Service Corporation (HCSC).

The public hearing will start at 9:00 a.m. on February 12, 2013, in the Lewis and Clark County Courthouse, 228 Broadway, District Court #3 – Room 202, in Helena, Mont.

At the hearing, representatives from BCBS and HCSC will make their case that the proposed acquisition is in the public's interest and in compliance with state law. Both the Commissioner and the Attorney General will have an opportunity to call expert witnesses to evaluate the proposal.

Lindeen and Attorney General Steve Bullock jointly appointed former Montana Supreme Court Justice W. William Leaphart to serve as hearing examiner. After the hearing, the examiner will prepare a report on the application and it's compliance with state laws for the Attorney General and the Commissioner to consider. Both officials must approve the application before BCBS can be acquired by HCSC.

The public is encouraged to submit comments in person at the hearing or in writing. Written comment should be sent to:

Jesse Laslovich Chief Legal Counsel Office of the Commissioner of Insurance 820 Helena Avenue Helena, MT 59601

The full application submitted by BCBS and HCSC is available on the Commissioner's website <a href="here">here</a>.

**WHAT:** Public hearing on application for Health Care Service Corporation to acquire Blue Cross Blue Shield of Montana

WHEN: 9:00 a.m. on February 12, 2013

WHERE: Lewis and Clark County Courthouse Room 202, 228 Broadway, Helena, MT

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Monica J. Lindeen, Commissioner of Securities and Insurance, Montana State Auditor 1-800-332-6148 - www.csi.mt.gov

#### Lucas Hamilton

Communications Director

Monica J. Lindeen

Office of the Commissioner of Securities and Insurance

Montana State Auditor

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